

STATE OF NEVADA
DEPARTMENT OF BUSINESS AND INDUSTRY
DIVISION OF MORTGAGE LENDING

Before the Commissioner of the Division of Mortgage Lending

In the Matter of:

**CLOUD 10 FINANCIAL INC. and
MILO LEWIS,**

Respondents.

Order No.: 2014-04

CONSENT ORDER

CEASE AND DESIST VIOLATING NRS 645F,
IMPOSING AN ADMINISTRATIVE FINE,
REQUIRING PAYMENT OF ADMINISTRATIVE COSTS,
AND ATTORNEY'S FEES

Issued and Entered
This 21st day of January, 2014
By James Westrin,
Commissioner

The Commissioner of the State of Nevada, Department of Business and Industry, Division of Mortgage Lending (the "Commissioner") having been statutorily charged with the responsibility and authority to administer and enforce Chapter 645F of the Nevada Revised Statutes, NRS 645F.010 *et seq.*, (the "Act"), and Chapter 645F of the Nevada Administrative Code, NAC 645F.005 *et seq.*, (the "Regulation"), governing the licensing and conduct of covered service providers in the State of Nevada; and,

The Commissioner having been vested with general supervisory power and control over all covered service providers doing business in the State of Nevada pursuant to the Act; and,

The Commissioner has determined that Respondents failed to comply with the Act. The investigation of the Respondents by the Division of Mortgage Lending (the "Division") having revealed that:

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1 1. Milo Lewis is the owner of Cloud 10 Financial, a California corporation
2 ("Respondents"). According to Respondents, the corporation is no longer operational.
3 Respondents have not applied for licensure under NRS chapter 645F.

4 2. On or about January 4, 2010, the Division received a written complaint from RPM that
5 Respondents' had engaged in activities under NRS 645F in 2009 with respect to property
6 he owned in Nevada.

7 The Commissioner, based upon the investigation, served upon Respondents on or about May 4,
8 2010, an Order to Cease and Desist, Notice of Intent to Impose Fine as well as a Notice of Right to
9 Request Hearing (hereinafter, the "2010 Order"); and

10 Respondents requested a hearing on the 2010 Order. After numerous continuances, a hearing
11 on the 2010 Order was set for December 1, 2011. Respondents did not appear at the hearing and an
12 Order of Dismissal was issued on February 17, 2012 dismissing Respondents' hearing request; and

13 The Commissioner, based on the Order of Dismissal, issued a Final Order to Cease and Desist
14 Violating NRS 645F and Imposing Administrative Fine ("Final Order") on February 29, 2012. The
15 Final Order was served on the Respondents at the office and home addresses on file with the Division;
16 and

17 ✕ Respondents state that they were unaware that the Final Order had been issued and that they did
18 not receive a mailed copy of the Final Order until October 22, 2013, further Respondents state that they
19 did not receive the Order to Show Cause issued by the Hearing Officer on January 27, 2012 or the Order
20 of Dismissal issued by the Hearing Officer on February 17, 2012. The Hearing Officer mailed both
21 Orders to 640 Tracey Jean Ct, Tracey CA 95377; and

22 Respondents thereafter, affirmed to the Division that it has not continued to engage in NRS
23 645F activity in Nevada and that the only Nevada property they have worked with is the property owned
24 by RPM. Further, Respondents and RPM have settled the dispute between them and the Respondents
25 have provided a refund to RPM. Respondents further expressed a desire to cooperate with the Division,
26 and to avoid the time and expense involved in a formal Petition for Judicial Review; and

27 The Division and Respondents having conferred concerning this matter and determined to
28 resolve this matter pursuant to the following terms:

1 1. RESPONDENTS agree to continue to CEASE AND DESIST from conducting any
2 activity in the State of Nevada requiring licensure under NRS 645F.

3 2. RESPONDENTS shall agree to dismiss the Petition for Judicial Review that they filed in
4 the District Court of Nevada and to execute the STIPULATION OF DISMISSAL attached hereto.

5 3. RESPONDENTS agree to pay to the Division an administrative fine in the amount of
6 \$5,000.00. It is agreed that the collection of the administrative fine will be deferred for a period of 24
7 months ("deference period") from the date of entry of this Consent Order. If during the deference
8 period, the Division receives a complaint against Respondents related to NRS 645F activities in Nevada
9 or Respondents fail to pay the agreed to costs in paragraphs 4 and 5 when they are due, the fine will
10 become immediately due and payable. If, however, no complaints are received during the deferment
11 period and the costs are paid, the administrative fine will be deemed rescinded.

12 4. RESPONDENTS agree to reimburse the Division for its administrative costs in the
13 amount of \$540.00 within ninety (90) days of the effective date of this Consent Order. This amount
14 shall be tendered to the Division in accordance with the attached wire transfer instructions.

15 5. RESPONDENTS agree to reimburse the Division for its attorney's and hearing costs in
16 the amount of \$2,092.00 within two hundred seventy (270) days of the effective date of this Consent
17 Order. This amount shall be tendered to the Division in accordance with the attached wire transfer
18 instructions.

19 Respondents have knowingly and voluntarily affixed their signature to the attached
20 VOLUNTARY CONSENT TO ENTRY OF COMMISSIONER'S ORDER, incorporated herein by this
21 reference, have agreed to the issuance of this CONSENT ORDER - CEASE AND DESIST
22 VIOLATING NRS 645F, IMPOSING AN ADMINISTRATIVE FINE, REQUIRING PAYMENT OF
23 ADMINISTRATIVE COSTS AND ATTORNEY'S FEES (the "Consent Order") with the intent to be
24 legally bound hereby, and have waived and relinquished any and all rights that Respondents may now or
25 hereafter have to an administrative hearing in this matter or to judicial review of, or otherwise challenge
26 or contest, the entry of this Consent Order; and,

27 Respondents have had opportunity to consult with legal counsel of its choosing concerning this
28 matter; and,

1 The Commissioner having determined that the terms of this Consent Order are a reasonable
2 resolution of this matter and in the public interest.

3 NOW, THERFORE, IT IS HEREBY ORDERED that:

4 1. Respondents shall Cease and Desist from conducting any NRS 645F activities in the state of
5 Nevada.

6 2. Respondents shall pay the Division an administrative fine in the amount of \$5,000.00.

7 Collection of the administrative fine will be deferred for a period of 24 months ("deference
8 period") from the date of entry of this Consent Order. If during the deference period, the

9 Division receives a complaint against Respondents related to NRS 645F activities in Nevada
10 or Respondents fail to pay the agreed upon costs, the fine will become immediately due and
11 payable. If, however, no complaints are received during the deferment period and the costs
12 are paid in accordance with the below paragraph, the administrative fine will be deemed
13 rescinded.

14 3. Respondents shall reimburse the Division its administrative costs in the amount of \$540.00
15 within ninety (90) days of the effective date of this Consent Order and its attorney's and
16 hearing costs in the amount of \$2,092.00 within two hundred seventy (270) days of the
17 effective date of this Consent Order.

18 4. This Order shall be and is effective and enforceable on the date that it is issued, as shown in
19 the caption hereof.

20 5. This Order shall remain effective and enforceable until terminated, modified, set aside, or
21 suspended in writing by the Commissioner.

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2 6. The Commissioner specifically retains jurisdiction over the matters contained herein and has
3 the authority to issue such further order(s) as he shall deem just, necessary, and appropriate
4 to enforce the provisions of NRS 645F and protect the public.
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6 IT IS SO ORDERED.

7 DIVISION OF MORTGAGE LENDING

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9 By: 

10 JAMES WESTRIN, COMMISSIONER

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STATE OF NEVADA
DEPARTMENT OF BUSINESS AND INDUSTRY
DIVISION OF MORTGAGE LENDING

Before the Commissioner of the Division of Mortgage Lending

In the Matter of:

**CLOUD 10 FINANCIAL INC. and
MILO LEWIS,**

Respondents.

Order No.: 2014-04

**VOLUNTARY CONSENT TO ENTRY OF
COMMISSIONER'S ORDER**

By affixing my signature hereto, I, MILO LEWIS, hereby knowingly and voluntarily, with the intent to be legally bound myself and to legally bind CLOUD 10 FINANCIAL INC. thereby, consent to the attached Commissioner's CONSENT ORDER - CEASE AND DESIST VIOLATING NRS 645F, IMPOSING AN ADMINISTRATIVE FINE, REQUIRING PAYMENT OF ADMINISTRATIVE COSTS AND ATTORNEY'S FEES (the "CONSENT ORDER") in this matter, and further, in consideration of the terms and conditions set forth therein:

1. I affirm that CLOUD 10 FINANCIAL INC. is not engaging in NRS 645F activity in Nevada.

2. I acknowledge that I have had the opportunity to retain an attorney to review this VOLUNTARY CONSENT and the attached CONSENT ORDER and acknowledge that all applicable provisions of NRS 645E, NRS 233B and NRS 622 have been met.

3. I knowingly and voluntarily waive the right to an administrative hearing in this matter.

4. I knowingly and voluntarily waive and give up any and all right that I may now or hereafter have to administrative or judicial review concerning, or to otherwise challenge, the entry of the attached CONSENT ORDER.

5. I agree to fully comply with each and every provision of the attached CONSENT ORDER.

1 6. I understand that if I fail to fully comply with each and every provision of the attached
2 CONSENT ORDER, the Commissioner retains jurisdiction to issue such further order(s) as he may
3 deem just, necessary and appropriate in accordance with NRS 645F.

4 7. The parties represent and warrant that the persons executing this Agreement on behalf of
5 each party have full power and authority to do so, and have the legal capacity to conduct the legal
6 obligations assigned to it hereunder.

7 8. I, my heirs, executors, administrators, successors, and assigns, hereby releases, remises,
8 and forever discharges the State of Nevada, the Department of Business and Industry of the State of
9 Nevada, the Division, and each of their members, agents, attorneys (including any and all employees of
10 the Nevada Attorney General), and employees in their individual and representative capacities, from any
11 and all manner of actions, causes of action, suits, debts, judgments, executions, claims, and demands
12 whatsoever, known and unknown, in law or equity, that Respondent ever had, now has, may have, or
13 claim to have against any or all of the persons or entities named in this section, arising out of or by
14 reason of the Division's investigation of the Respondent, and all other matters relating thereto.

15 9. I hereby indemnify and hold harmless the State of Nevada, the Department of Business
16 and Industry of the State of Nevada, the Division, and each of their members, agents, and employees,
17 and employees of the Nevada Attorney General in their individual and representative capacities against
18 any and all claims, suits, and actions brought against said persons and/or entities by reason of the
19 Division's investigation of the Respondent, this CONSENT ORDER, and all other matters relating

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thereto, and against any and all expenses, damages, and costs, including court costs and attorney fees, which may be sustained by the persons and/or entities named in this section as a result of said claims, suits, and actions.

01-15-14
Dated

Milo Lewis
MILO LEWIS on behalf of:
CLOUD 10 FINANCIAL INC.

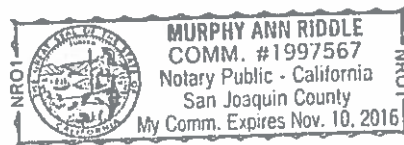
01-15-14
Dated

Milo Lewis
MILO LEWIS in an individual
capacity

Subscribed and sworn to before me on this _____ day of _____, _____.

State of California, County of San Joaquin
Subscribed and sworn to (or affirmed) before me
on this 15 day of January, 2014.
by Milo Lewis
proved to me on the basis of satisfactory evidence
to be the person who appeared before me.
Signature: Murphy Ann Riddle

Notary Public
In and for the county of _____
My commission expires _____



CERTIFICATE OF SERVICE

I certify that I am an employee of the State of Nevada, Department of Business and Industry, Division of Mortgage Lending, and that on, January 28th, 2014, I deposited in the U.S. mail, postage prepaid via First Class Mail and Certified Return Receipt Requested, a true and correct copy of the foregoing executed, CONSENT ORDER TO CEASE AND DESIST VIOLATING NRS 645F, IMPOSING AN ADMINISTRATIVE FINE, REQUIRING PAYMENT OF ADMINISTRATIVE COSTS, AND ATTORNEY'S FEES for CLOUD 10 FINANCIAL INC. AND MILO LEWIS, addressed as follows:

Milo Lewis
2181 N. Tracy Blvd #189
Tracy, CA 95376

Certified Receipt Number: 7009 2250 0001 8859 3995

DATED this 28th day of January, 2014

By: Susan Slack
Employee of the Division